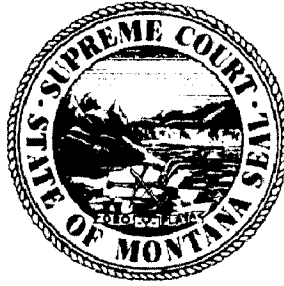


ORIGINAL

FILED

August 20 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA



IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 10-0346

COLSTRIP ENERGY LIMITED
PARTNERSHIP, a Montana limited
partnership,

Plaintiff and Appellant,

v.

ORDER OF MEDIATOR APPOINTMENT

NORTHWESTERN CORPORATION, a
Delaware corporation,

Defendant and Appellee.

Pursuant to the Supreme Court Order dated March 23, 2010, the Clerk of the Supreme Court has the authority to grant or deny motions to substitute a mediator. The Plaintiff and Appellant in this matter, having filed an unopposed motion to allow the parties' selection of mediator,

IT IS ORDERED THAT the appointment of Thomas E. Towe is hereby withdrawn and **Stuart L. Kellner** is hereby appointed to conduct the mediation process required by M.R.App.P., 7(5). and

IT IS FURTHER ORDERED that mediation must be completed by **9/27/2010**, which is the conclusion of the 75 day time limit set forth in M.R.App.P., 7(3)(a).

A copy of this order is being mailed to counsel of record for the parties, or to the parties individually if not represented by counsel, on the date hereof.

DATED this August 20, 2010.

A handwritten signature in black ink, appearing to read "Ed Smith", is written over a horizontal line.

Ed Smith, Clerk of the Supreme Court

c: Ward E. 'Mick' Taleff, Charles Hansberry, Robin A. McHugh, Stephen Ross
Brown, Michael R. Engleman, Stuart L. Kellner, Thomas E. Towe